

FEDERAL ELECTION COMMISSION Washington, DC 20463

MEMORANDUM

TO:

The Commission

FROM:

Lisa Stevenson

Acting General Counsel

Charles Kitcher

Acting Associate General Counsel

Peter Blumberg

Acting Deputy Associate General Counsel

BY:

Lynn Tran LyT

Assistant General Counsel

Elena Paoli

Attorney

SUBJECT:

MUR 7225 (Jack Wenpo Wu) -- Pre-Probable Cause Conciliation Agreement

Attached is a conciliation agreement negotiated with Jack Wenpo Wu ("Wu") that seeks to settle the Commission's findings that there was reason to believe Wu knowingly and willfully violated 52 U.S.C. §§ 30102(b)(3) and (c), 30104(b), and 30114(b)(1) by converting campaign funds for personal use, commingling funds with his own, and failing to keep complete records and file accurate reports with the Commission in connection with the embezzlement of funds from Rohrabacher for Congress (the "Committee"). Attach. 1.

The attached negotiated conciliation agreement provides that, due to his financial circumstances, Wu will pay no civil penalty but will admit to knowing and willful violations of the Act.

On March 21, 2017, the Commission found reason to believe that Wu committed these violations and referred the Rohrabacher Committee to the Office of Alternative Dispute Resolution. On April 10, 2018, the Commission authorized pre-probable conciliation with Wu

We believe the attached conciliation agreement represents a reasonable settlement under the circumstances. Therefore, we recommend that the Commission accept the attached, signed conciliation agreement negotiated with Jack Wenpo Wu, approve the appropriate letter, and close the file.

RECOMMENDATIONS:

- 1. Accept the attached conciliation agreement with Jack Wenpo Wu.
- 2. Approve the appropriate letter.
- 3. Close the file.